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10 UNITED STATES DISTRICT COURT  
11 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
12 SAN FRANCISCO DIVISION

13  
14 REALNETWORKS, INC.,

Case No. C-08-0023 WDB

15 Plaintiff,

16 v.

17 BURST.COM, INC.,

18 Defendant.

**STIPULATION TO EXTEND TIME  
TO RESPOND TO COMPLAINT AND  
PROPOSED ORDER**

19  
20 Plaintiff RealNetworks, Inc. ("Plaintiff") and defendant Burst.com, Inc.  
21 ("Defendant"), hereby stipulate through their respective counsel of record as follows:

22 WHEREAS, on or about January 7, 2008, Plaintiff served its Complaint for  
23 Declaratory Judgment and Demand for Jury Trial ("Complaint") upon Defendant; and

24 WHEREAS, the answer or other response to the Complaint is presently due on or  
25 before January 28, 2008; and

26 WHEREAS, no trial date has yet been set in this action; and

WHEREAS, Plaintiff and Defendant, through their respective counsel of record, have agreed to extend the time by which Defendant must answer or otherwise respond to the Complaint:

IT IS HEREBY STIPULATED by and between the parties hereto through their respective attorneys of record that Defendant will have to and including February 27, 2008, to serve and file an answer or other response to the Complaint.

IT IS HEREBY FURTHER STIPULATED by and between the parties hereto through their respective attorneys of record that by entering into this stipulation, neither party waives any rights with respect to the issues presented in this litigation and, specifically, Defendant does not waive any rights or defenses with respect to the Complaint.

DATED: January 18, 2008

HOSIE McARTHUR LLP

By: /s/  
George F. Bishop

Attorneys for Defendant Burst.com, Inc.

HOWREY LLP

By: /s/  
David Stewart

Attorneys for Plaintiff RealNetworks, Inc.

I hereby attest pursuant to General Order 45.X.B. that concurrence in the electronic filing of this document has been obtained from the other signatories.

DATED: January 18, 2008

/s/

George F. Bishop

## ORDER

Pursuant to the stipulation of the parties, it is hereby ORDERED that the time in which Defendant may serve and file an answer or other response to the Complaint is extended to and including February 27, 2008.

SO ORDERED

January 22, 2008

Wayne D. Brazil  
United States Magistrate Judge